



Martin O'Malley, *Governor*
Anthony G. Brown, *Lt. Governor*
Malcolm D. Woolf, *Director*

**Amendment #3 to
Requests for Proposals (RFP)
High Resolution Geophysical Resource Survey
For the Maryland Energy Administration
PROJECT NO. DEXR240005
August 30, 2012**

Ladies and Gentlemen:

This Amendment is being issued to amend and clarify certain information contained in the above named RFP. All information contained herein is binding on all offerors who respond to this RFP. Specific parts of the RFP have been amended. The following revisions /deletions / additions are listed below; new language has been double underlined and marked in bold (ex. **new language**) and language deleted has been marked with a strikeout (ex. ~~language deleted~~).

1. Revise RFP, Key Information Summary Sheet, page iii as follows:

Closing Date and Time: ~~September 10, 2012~~ **September 17, 2012** – 2:00 PM Local Time

2. Revise RFP, Section 1.3, Contract Type, as follows:

The Contract that results from this RFP shall be Fixed Price **for survey services** in accordance with COMAR 21.06.03.02(A)(2) **and Indefinite Quantity for observer days in accordance with COMAR 21.06.03.06B(1).**

3. Revise RFP section 1.10 as follows:

1.10 Proposals Due (Closing) Date

An unbound original and three (3) bound copies of each proposal (technical and financial) must be received by the Procurement Officer, at the address listed in Section 1.5, no later than 2:00 PM (local time) on ~~Thursday, September 10, 2012~~ **September 17, 2012** in order to be considered. An electronic version (CD, DVD or flash drive) of the Technical Proposal in MS Word format must be enclosed with the original technical proposal. An electronic version (CD, DVD or flash drive) of the Financial Proposal in MS Word format must be enclosed with the original financial proposal. Ensure that the CDs are labeled with the RFP title, RFP number, and Offeror name and packaged with the original copy of the appropriate proposal (technical or financial).

Requests for extension of this date or time will not be granted. Offerors mailing proposals should allow sufficient mail delivery time to ensure timely receipt by the Procurement Officer. Except as provided in

COMAR 21.05.03.02, proposals received by the Procurement Officer after the due date, ~~September 10, 2012~~ **September 17, 2012** at 2:00 PM (local time) will not be considered.

Proposals may not be submitted by e-mail or facsimile.

4. Revise and re-number RFP section 2.5 as follows:

2.5 Concurrent Activities and Additional Government Observer Opportunities

2.5.1 Contractor shall provide MEA and other State agencies opportunities for concurrent data gathering by utilizing MEA authorized government observers. Vessel survey operations may create excellent opportunities for MEA, and other State agencies to include government observers on board to gather ecological baseline data or other data necessary for the ultimate development of a Constructions and Operations Plan. In some cases, MEA or other State agencies may seek to concurrently gather data not directly related to offshore wind energy development.

2.5.2 **If one** The vessel **is used, that vessel** shall have spare capacity to allow no less than 4 MEA authorized government observers on any single sailing. The Contractor shall provide reasonable accommodations (i.e. room and board) comparable to those being provided for Contractor's crew. Should the MEA request it, the Contractor shall provide **on one vessel**, if possible, up to 60 square feet of deck space, for any excursion, to accommodate observer equipment and operations. Other than meals, berthing and deck space, the Contractor shall have no other support obligations to the government observers.

2.5.3 If multiple vessels are used to accomplish the data gathering activities in this Scope of Work, Contractor must provide an opportunity for, at least, 4 government observers to conduct their additional observer activities, covering the entire survey area, in teams of no fewer than 2 government observers. Should the MEA request it, the Contractor shall provide on one vessel, if possible, up to 60 square feet of deck space, for any excursion, to accommodate observer equipment and operations. Other than meals, berthing and deck space, the Contractor shall have no other support obligations to the government observers.

~~2.5.3~~**2.5.4** Nothing in this provision is intended to indicate any preference for proposals which include additional data gathering activities beyond those described in this Scope of Work, nor shall any preference be given to Offerors who may be currently involved in any other scientific, geophysical or other data gathering or analysis for MEA or any other State agency.

~~2.5.4~~**2.5.5** In Attachment G, Offerors shall provide a price per government observer for each day that ~~additional~~ government observers are on vessels. A day means the 24-hour period from 0:00 hours to 23:59 hours. Offerors shall provide information describing vessel additional government observer capacity above the minimum 4 government observers in the Technical Proposal. (See RFP Section ~~3.4.7.3~~)

5. Revise RFP section 3.4.7.3 as follows:

Offeror shall characterize the vessel's capacity to accommodate at least 4 additional government observers for the purposes described in Sec. 2.5. Such characterization will describe government observer accommodations and establish the total number of government observers that could be accommodated, with personal items and technical equipment not anticipated to exceed 150lbs. **If**

multiple Such vessels are proposed, the capacity may be distributed over different vessels or excursions, so long as government observers are provided an opportunity to observe the entire Survey Area. For a multiple vessel proposal, Contractor must provide an opportunity for, at least, 4 government observers to conduct their additional observer activities, covering the entire survey area, in teams of no fewer than 2 government observers.

6. Revise RFP section 3.4.6.1 by adding a fourth bullet as follows:

- Financial Capability and Statements. Provide evidence that the Offeror, or its parent organization that has guaranteed performance of the subsidiary, has financial capacity to provide the services such as:
 - Copies of the last two (2) year end audited financial statements or best available equivalent report and an analysis of those financial statements/reports.
 - Abbreviated profit and loss statements and abbreviated balance sheets for the last two years.
 - A least one (1) bank or other financial institution credit (Line(s) of credit) and financial reference.
 - Dunn and Bradstreet rating.
 - Successful financial track record and adequate working capital.

Proposals may not be submitted by e-mail or facsimile. **Remember proposals are now due on Monday, September 17, 2012 no later than 2:00 p.m.** Should you require clarification of the information provided in this addendum, please contact me at (410) 260-7752, as soon as possible.

Date Issued: **August 30, 2012**

Issued by:



Maria Ulrich
Procurement Officer

Attachment

1. Attachment D-1(Revised 8/20/12)

ATTACHMENT D-1 (Revised August 20, 2012)

MDOT Certified MBE Utilization and Fair Solicitation Affidavit

(submit with bid or offer)

This document **MUST BE** included with the bid or offer. If the Bidder or Offeror fails to complete and submit this form with the bid or offer as required, the procurement officer shall deem the bid non-responsive or shall determine that the offer is not reasonably susceptible of being selected for award.

In conjunction with the bid or offer submitted in response to Solicitation No. _____, I affirm the following:

1. ☐ I acknowledge and intend to meet the overall certified Minority Business Enterprise (MBE) participation goal of ____ percent and, if specified in the solicitation, sub goals of ____ percent for MBEs classified as African American-owned and ____ percent for MBEs classified as women-owned. Therefore, I will not be seeking a waiver pursuant to COMAR 21.11.03.11.

OR

- ☐ I conclude that I am unable to achieve the MBE participation goal and/or subgoals. I hereby request a waiver, in whole or in part, of the overall goal and/or subgoals. Within 10 business days of receiving notice that our firm is the apparent awardee, I will submit all required waiver documentation in accordance with COMAR 21.11.03.11.

2. ***I understand that if I am notified that I am the apparent awardee, I must submit the following additional documentation within 10 working days of receiving notice of the potential award or from the date of conditional award (per COMAR 21.11.03.10), whichever is earlier.***

- (a) Outreach Efforts Compliance Statement (Attachment D-2)
- (b) Subcontractor Project Participation Statement (Attachment D-3)
- (c) Any other documentation, including waiver documentation, if applicable, required by the Procurement Officer to ascertain bidder or Offeror responsibility in connection with the certified MBE participation goal.

I understand that if I fail to return each completed document within the required time, the Procurement Officer may determine that I am not responsible and therefore not eligible for contract award. If the contract has already been awarded, the award is voidable.

3. In the solicitation of subcontract quotations or offers, MBE subcontractors were provided not less than the same information and amount of time to respond as were non-MBE subcontractors.
4. Set forth below are the (i) certified MBEs I intend to use and (ii) the percentage of the total contract amount allocated to each MBE for this project. I hereby affirm that the MBE firms are only providing those products and services for which they are MDOT certified.

Prime Contractor: (Firm Name, Address, Phone)	Project Description:
Project Number: DEXR240005	

List Information For Each Certified MBE Subcontractor On This Project

Minority Firm Name _____ Identify the Applicable Certification Category (<i>For Dually Certified Firms, Check Only One Certification Category</i>) <input type="checkbox"/> African American <input type="checkbox"/> Asian American <input type="checkbox"/> Hispanic American <input type="checkbox"/> Woman-Owned <input type="checkbox"/> Other Percentage of Total Contract Value to be provided by this MBE _____% Description of Work to Be Performed: _____	MBE Certification Number _____
Minority Firm Name _____ Identify the Applicable Certification Category (<i>For Dually Certified Firms, Check Only One Certification Category</i>) <input type="checkbox"/> African American <input type="checkbox"/> Asian American <input type="checkbox"/> Hispanic American <input type="checkbox"/> Woman-Owned <input type="checkbox"/> Other Percentage of Total Contract Value to be provided by this MBE _____% Description of Work to Be Performed: _____	MBE Certification Number _____
Minority Firm Name _____ Identify the Applicable Certification Category (<i>For Dually Certified Firms, Check Only One Certification Category</i>) <input type="checkbox"/> African American <input type="checkbox"/> Asian American <input type="checkbox"/> Hispanic American <input type="checkbox"/> Woman-Owned <input type="checkbox"/> Other Percentage of Total Contract Value to be provided by this MBE _____% Description of Work to Be Performed: _____	MBE Certification Number _____
Minority Firm Name _____ Identify the Applicable Certification Category (<i>For Dually Certified Firms, Check Only One Certification Category</i>) <input type="checkbox"/> African American <input type="checkbox"/> Asian American <input type="checkbox"/> Hispanic American <input type="checkbox"/> Woman-Owned <input type="checkbox"/> Other Percentage of Total Contract Value to be provided by this MBE _____% Description of Work to Be Performed: _____	MBE Certification Number _____

Continue on a separate page, if needed.

SUMMARY

Total African-American MBE Participation: _____%

Total <i>Asian-American MBE</i> Participation:	_____ %
Total <i>Hispanic-American MBE</i> Participation:	_____ %
Total <i>Woman-Owned</i> MBE Participation:	_____ %
Total <i>Other</i> Participation	_____ %
Total All MBE Participation:	_____ %

I solemnly affirm under the penalties of perjury that the contents of this Affidavit are true to the best of my knowledge, information, and belief.

Bidder/Offeror Name

(PLEASE PRINT OR TYPE)

Signature of Affiant

Name: _____

Title: _____

Date: _____